IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 6660 of 1999

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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BEDI JAMIL AHMED ISHA & 1 - Petitioner(s)

Versus

STATE OF GUJARAT & 3 - Respondent(s)

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Appearance :

MR MA KHARADI for Petitioner(s) : 1,
Ms. Archana Raval, AGP for Respondent(s) : 1,
RULE SERVED for Respondent(s) : 1 - 4.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 17/01/2006

ORAL JUDGMENT

By way of this petition under Article 226 of the Constitution of India, the petitioners have prayed for an appropriate writ, order or direction directing to quash and set aside the action of the respondents as well as the advertisement issued by

the respondents by which they had insisted that a candidate should have passed new SSC Examination in Urdu medium and higher level Urdu examination in H.S.C. The petitioners have also prayed to quash and set aside the action of the respondents in not giving admission to the petitioners in First Year PTC Course mainly on the ground that they have not passed SSC examination in Urdu medium and HSC examination with Urdu as one of the subjects.

2. Considering the order passed by the learned Single Judge of this Court dated 28th January 1982 in Special Civil Applications No. 3445 of 1981 and 3841 of 1981 whereby the learned Single Judge while admitting those petitions granted interim order directing the respondents to consider the students who have studied in Urdu medium upto 7th Standard and who have studied upto Higher Secondary School level with Urdu as one of the subjects as eligible for admission to the PTC Course in Urdu medium. The said direction came to be issued by this Court on 4.10.1999 for the Academic Year 1999-2000 and the petitioners' case must have been considered by the respondents and the petitioners must have got admission in the PTC on merits pursuant to the interim order of this Court. Under the circumstances, considering the interim order, without entering into the larger question on merits, the present Special Civil Application is disposed of as having become infructuous by afflux of time. Rule is

discharged with no order as to costs.

[M.R. Shah, J.]

RMR.